REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	30 July 1997
Name of applicant/court:	Comptroller of Customs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Untitled
Other Known Titles:	No 22 Four Colour Photographic Separations
Director:	Not Applicable
Producer:	Not Applicable
Publisher:	Not Stated
Author:	Not Applicable
Format:	Four Colour Separations
Country of Origin:	Not Stated
Language:	Not Applicable

● ●

Components of film originally examined: Not Applicable.

Feature: Running time:

Trailers: Running time:

Total Running time:

Excision/Alteration: No.

Reason(s) for Excision:

Not Applicable.

… Please turn over

Classification Decision:

Objectionable.

Display conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

● ●

Direction to issue a label has been given on: Not Applicable.

● ●

SUMMARY OF THE REASONS FOR DECISION:

The set of four colour separations *Untitled* (also known as *No 22 Four Colour Photographic Separations*) is classified as:
Objectionable.

The publication consists of four separate sheets of colour separations which are made of plastic and are monochrome in appearance. The sheets are used in the printing process. The publication features an explicit image of male to female sexual activity and sexualised images of an intruder/assault scenario. One image shows a naked male positioned behind a naked female with his penis on her buttocks. Two images present a male wearing dark clothing and gloves, with a bandanna worn as a mask, and holding a hand gun. In one image the male is kneeling on a bed next to a female, with his gun pointed at the female. The male's pants are unzipped and the dress of the female has been pulled down to reveal a breast. The male is grasping the female's breast. The female appears vulnerable and forced, by the use of a weapon, to submit to sexual conduct. By presenting this image for the purpose of sexually titillating the viewer, the publication promotes and supports the use of violence to compel persons to submit to sexual conduct.

Consideration is given to s14, s5, and s6 of the New Zealand Bill of Rights Act 1990 (NZBR Act). Due to the presentation of the use of violence and coercion to compel persons to submit to sexual conduct, s3(2)(b) of the Films, Videos, and Publications Classification Act 1993 (FVPC Act) is applied to this publication. Section 14 of the NZBR Act is inconsistent with s3(2) of the FVPC Act, which is a deeming provision, and therefore s14 of the NZBR Act does not apply to this publication.

OFLC Ref: 9502127